



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**  
**HB4309**

Introduced 02/02/04, by Cynthia Soto

**SYNOPSIS AS INTRODUCED:**

325 ILCS 5/7  
325 ILCS 5/7.6

from Ch. 23, par. 2057  
from Ch. 23, par. 2057.6

Amends the Abused and Neglected Child Reporting Act. Provides for a State-wide, Spanish-speaking, toll-free telephone number staffed by persons fluent in Spanish that shall be established and maintained by the Department of Children and Family Services that all persons, whether or not mandated by law, may use to report suspected child abuse or neglect at any hour of the day or night, on any day of the week. Effective July 1, 2004.

LRB093 18970 LCB 44705 b

FISCAL NOTE ACT  
MAY APPLY

**A BILL FOR**

1 AN ACT concerning children.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Abused and Neglected Child Reporting Act is  
5 amended by changing Sections 7 and 7.6 and by adding Section  
6 7.6a as follows:

7 (325 ILCS 5/7) (from Ch. 23, par. 2057)

8 Sec. 7. Time and manner of making reports. All reports of  
9 suspected child abuse or neglect made under this Act shall be  
10 made immediately by telephone to the central register  
11 established under Section 7.7 on the ~~single~~, State-wide,  
12 toll-free telephone numbers ~~number~~ established in Section 7.6,  
13 or in person or by telephone through the nearest Department  
14 office. The Department shall, in cooperation with school  
15 officials, distribute appropriate materials in school  
16 buildings listing the toll-free telephone numbers ~~number~~  
17 established in Section 7.6, including methods of making a  
18 report under this Act. The Department may, in cooperation with  
19 appropriate members of the clergy, distribute appropriate  
20 materials in churches, synagogues, temples, mosques, or other  
21 religious buildings listing the toll-free telephone numbers  
22 ~~number~~ established in Section 7.6, including methods of making  
23 a report under this Act.

24 Wherever the Statewide numbers ~~number~~ is posted, there  
25 shall also be posted the following notice:

26 "Any person who knowingly transmits a false report to the  
27 Department commits the offense of disorderly conduct under  
28 subsection (a) (7) of Section 26-1 of the Criminal Code of 1961.  
29 A first violation of this subsection is a Class A misdemeanor,  
30 punishable by a term of imprisonment for up to one year, or by  
31 a fine not to exceed \$1,000, or by both such term and fine. A  
32 second or subsequent violation is a Class 4 felony."

1           The report required by this Act shall include, if known,  
2           the name and address of the child and his parents or other  
3           persons having his custody; the child's age; the nature of the  
4           child's condition including any evidence of previous injuries  
5           or disabilities; and any other information that the person  
6           filing the report believes might be helpful in establishing the  
7           cause of such abuse or neglect and the identity of the person  
8           believed to have caused such abuse or neglect. Reports made to  
9           the central register through the State-wide, toll-free  
10          telephone numbers ~~number~~ shall be immediately transmitted to  
11          the appropriate Child Protective Service Unit. The Department  
12          shall within 24 hours orally notify local law enforcement  
13          personnel and the office of the State's Attorney of the  
14          involved county of the receipt of any report alleging the death  
15          of a child, serious injury to a child including, but not  
16          limited to, brain damage, skull fractures, subdural hematomas,  
17          and, internal injuries, torture of a child, malnutrition of a  
18          child, and sexual abuse to a child, including, but not limited  
19          to, sexual intercourse, sexual exploitation, sexual  
20          molestation, and sexually transmitted disease in a child age  
21          twelve and under. All oral reports made by the Department to  
22          local law enforcement personnel and the office of the State's  
23          Attorney of the involved county shall be confirmed in writing  
24          within 48 hours of the oral report. All reports by persons  
25          mandated to report under this Act shall be confirmed in writing  
26          to the appropriate Child Protective Service Unit, which may be  
27          on forms supplied by the Department, within 48 hours of any  
28          initial report.

29          Written confirmation reports from persons not required to  
30          report by this Act may be made to the appropriate Child  
31          Protective Service Unit. Written reports from persons required  
32          by this Act to report shall be admissible in evidence in any  
33          judicial proceeding relating to child abuse or neglect. Reports  
34          involving known or suspected child abuse or neglect in public  
35          or private residential agencies or institutions shall be made  
36          and received in the same manner as all other reports made under

1 this Act.

2 (Source: P.A. 92-801, eff. 8-16-02.)

3 (325 ILCS 5/7.6) (from Ch. 23, par. 2057.6)

4 Sec. 7.6. There shall be a ~~single~~ State-wide, toll-free  
5 telephone number established and maintained by the Department  
6 which all persons, whether or not mandated by law, may use to  
7 report suspected child abuse or neglect at any hour of the day  
8 or night, on any day of the week. There shall also be  
9 established and maintained by the Department a State-wide,  
10 Spanish-speaking, toll-free number staffed by persons fluent  
11 in Spanish which all persons, whether or not mandated by law,  
12 may use to report suspected child abuse or neglect at any hour  
13 of the day or night, any day of the week. Immediately upon  
14 receipt of such reports, the Department shall transmit the  
15 contents of the report, either orally or electronically, to the  
16 appropriate Child Protective Service Unit. Any other person may  
17 use the State-wide number to obtain assistance or information  
18 concerning the handling of child abuse and neglect cases.

19 Wherever the Statewide numbers are ~~number is~~ posted, there  
20 shall also be posted, in English and Spanish, the following  
21 notice:

22 "Any person who knowingly transmits a false report to the  
23 Department commits the offense of disorderly conduct under  
24 subsection (a) (7) of Section 26-1 of the Criminal Code of 1961.  
25 A violation of this subsection is a Class B misdemeanor,  
26 punishable by a term of imprisonment for not more than 6  
27 months, or by a fine not to exceed \$500, or by both such term  
28 and fine."

29 (Source: P.A. 84-1318.)

30 Section 99. Effective date. This Act takes effect July 1,  
31 2004.